FACSIMILE TRANSMISSION SHEET

D. PETER HOCHBERG CO., L.P.A. ATTORNEYS AT LAW 1940 EAST 6TH STREET - 6th FLOOR CLEVELAND, OHIO 44114-2294 PHONE: (216) 771-3800 / FAX: (216) 771-3804

RECEIVED CENTRAL FAX CENTER

NOV 2 4 2004

***PRIVILEGED AND CONFIDENTIAL ***

This communication is intended only for the use of the named addressee(s) and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone (collect), and return the original message to us at the above address via the U.S. Postal Service. Thank you.

TO:

Examiner Sharmila S. Gollamudi (Art Unit 1616)

FAX: 1-703-872-9306

FROM: Sean Mellino

DATE: November 24, 2004

TOTAL PAGES: 9

MESSAGE:

Re:

Achim Berthold Patent App. No. 09/830,300 / Conf. No. 8251

Title: Therapeutic System Containing an Active

Substance for the Application on the Skin which Contains at least Two

Polymerous Layers

Attorney File: RO0282US.RCE2 (#90568)

11/24/04 19:51 1 :02/09 NO:087 RECEIVED CENTRAL FAX CENTER

NOV 2 4 2004

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below:

To Fax No.: 1-703-872-9366

By: Soullellino

Date: Nov. 24, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Achim Berthold

Serial No.

09/830,300 / Conf. No. 8251

Filing Date

July 5, 2001

:

Examiner / Group Art Unit

Sharmila S. Gollamudi / 1616

Title

Therapeutic System Containing an Active

Substance for the Application on the Skin which

Contains at least Two Polymerous Layers

Attorney File

RO0282US.RCE2 (#90568)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Supplemental Reply to Office Action Issued October 13, 2004

Dear Sir:

As instructed by the Examiner's supervisor, Gary Kunz, by telephone on November 22, 2004, the applicant submits the present "Supplemental Reply to Office Action Issued October 13, 2004." It is not believed that any additional fees are required. However, please charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 08-2441.

Respectfully submitted,

Sean Mellino

Reg. No. 48,817

D. Peter Hochberg Co., L.P.A. 1940 F. 6th St. - 6th Floor Cleveland, OH 44114-2294 (216) 771-3800